

ASSIGNED

APPLICATION FOR PERMIT

Serial No. 4193

TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

Rate of first receipt and filing in State Engineer's office OCT 19 1916
Returned to applicant for correction
Corrected application filed

The undersigned Edith A. Schmidt,
Name of applicant.
of Tuscarora, County of Elko,
State of Nevada, hereby make application for
permission to appropriate the public waters of the State of Nevada,
as hereinafter stated. (If applicant is a corporation give date and
place of incorporation.)

1. The source of the proposed appropriation is Jose Creek
Name of stream, lake, or other source.
2. The amount of water applied for is Two & one half second-feet.
One second-foot equals 40 miners' inches.
3. The water to be used for irrigation and domestic uses
Irrigation, power, mining, manufacturing, domestic, or other use.
4. The water is to be diverted from its source at the following
point: SE. $\frac{1}{4}$ of S.W. $\frac{1}{4}$ Sec. 35, T. 40 North Range 52 East.
Describe as being within a 40-acre subdivision of public survey, or by course and distance to a section corner. If on unsurveyed land it should be so stated.

IF THE WATER IS TO BE USED FOR IRRIGATION, SUPPLY THE FOLLOWING INFORMATION:

- (a) Number of acres to be irrigated is 100 Acres
- (b) Description of land to be irrigated S.E. $\frac{1}{4}$ of S.W. $\frac{1}{4}$ and SW $\frac{1}{4}$
Describe by legal subdivision, or if on unsurveyed land it
of S.W. $\frac{1}{4}$, Sec. 35, Township 40 North Range 52 East.
should be so stated and a description provided in accordance with special instruction from the State Engineer when application is returned for correction.
- (c) Irrigation will begin about March 15th and end about
Month.
October 1st, of each year.
Month.

IF WATER IS TO BE USED FOR POWER, MINING, TRANSPORTATION, OR OTHER USE, SUPPLY THE
FOLLOWING INFORMATION:

- (d) Power to be developed is _____ horse power.
- (e) Works to be located _____
Give 40-acre subdivision on which works will be located, or locate by course and distance to a section corner.
- (f) Point of return of water to stream at NE $\frac{1}{4}$ of S.W. $\frac{1}{4}$ Sec. 34
Describe in same manner as point of diversion.
Township 40, North Range 52 East.
- (g) Remarks This water has been used on this land for the past seven
months.

DESCRIPTION OF PROPOSED WORKS

Dam and Ditch and ditch $\frac{1}{2}$ of mile in length.

State manner in which water is to be diverted, whether by dam or other works, whether through pipes, ditches, flumes, or other conduits. If water

is to be stored in reservoirs it should be so stated and the location of the reservoir should be given with reference to the legal subdivisions.

5. Estimated cost of works \$200.00

6. Estimated time required to construct works 30 days.

7. Remarks _____
For use of applicant.

Edith A. Schmidt., Applicant.

By _____

Compared P.P. Jones

This sheet inspected _____

, Engineer.

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit is issued subject to all prior rights on the stream system of which this source may be a tributary. The amount of water herein granted is placed at the full statutory allowance of one cubic foot per second for the total acreage named, - notwithstanding the fact that this land has already been granted a water right from Badger Creek under permit No. 3807, - so that such amount of water may be diverted and used in the event there is no water whatever available from said Badger Creek. However, the total amount of water granted under both permits Nos. 3807 and 4193 must not exceed the statutory allowance for the maximum area of land enumerated in such permits. The applicant will be required, at the time of filing proof of beneficial use of water to definitely segregate the areas of land which obtain water from Badger Creek under permit No. 3807 and the land irrigated by Jose Creek under this permit, in order that certificates can be issued for the land to which the water of each source is appurtenant.

A standard headgate and weir must be installed at or near the point of diversion to facilitate the measurement and control of water. The State reserves the right to regulate the use of the water herein granted at any and all times. It is distinctly understood that applicant agrees to the terms herein contained.

Application of water to beneficial use shall be made on or before December 2, 1920. Proof of the application of water to beneficial use must be filed with State Engineer on or before January 2, 1921.

Proof of labor filed DEC 27 1917 WITNESS MY HAND AND SEAL this 2nd day

Proof of construction of work filed DEC 27 1917 of April, 1917.
JUN - 5 1918 Under 3807

Cultural Map Filed August 25, 1926 (See No. 3807)

Proof of beneficial use filed October 3, 1926

W.M. Kearney State Engineer.

Certificate No. 1248, issued Oct. 8, 1926 for 1.0 cu. ft.

Recorded Oct. 21, 1926 Bk. 3, Pages 146-7 of Water Rights

Eeto County Records

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For use of applicant.

Edith A. Schmidt, Applicant.

By

Compared P. P. Jones

This sheet inspected

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed One (1.0) cubic foot per second.

Actual construction work shall begin on or before July 2, 1917.

Proof of commencement of work shall be filed before August 2, 1917.

Work must be prosecuted with reasonable diligence and be completed on or before August 2, 1917.

Application of water to beneficial use shall be made on or before December 2, 1920. Proof of the application of water to beneficial use must be filed with State Engineer on or before January 2, 1921.

Proof of labor filed April 1, 1917 WITNESS MY HAND AND SEAL this 2nd day

Proof of completion of work filed April 1, 1917 of April, 1917.

Att. No. 5 Under 3807

Cultural Map Filed August 25, 1916 (See no. 3807)

Proof of beneficial use filed October 3, 1926

W. M. K. Schmidley
State Engineer.

Certificate No. 1248 issued Oct. 8, 1926 for 1.0 cu. ft.

Recorded Oct. 21, 1926 Bk. 3 Page 146-7 of Water Rights

Filed County Records

